

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ANNA “TASHA” MCKENZIE,
an Individual,

Plaintiff,

v.

AMAZON.COM SERVICES LLC,
a foreign limited liability company,

Defendant.

Case No. 2:24-cv-00262-APG-NJK

**STIPULATION AND ORDER TO
FILE FIRST AMENDED
COMPLAINT**

(FIRST REQUEST)

Pursuant to LR IA 6-2, LR 7-1 and Federal Rule of Civil Procedure 15(a)(2), Plaintiff Anna “Tasha” McKenzie (“Plaintiff”) and Defendant Amazon.com Services LLC, (“Defendant”) (collectively “the Parties”), by and through their respective counsel of record, hereby stipulate to allow Plaintiff to file her First Amended Complaint, attached herein as **Exhibit A**, and to withdraw Defendant’s Partial Motion to Dismiss:

1. Whereas Plaintiff filed her original complaint for damages on October 24, 2023, in the Eighth Judicial District Court, Clark County, Nevada;
2. Whereas Defendant removed the Complaint to Federal court on February 6, 2024 (ECF No. 1);
3. Whereas Defendant filed a Partial Motion to Dismiss (“Motion”) (ECF No. 7), on February 13, 2024;
4. Whereas the Parties filed a Stipulation to Extend Time to file an opposition to Defendant’s motion on February 14, 2024, (ECF No. 8), because Plaintiff intended to file a First Amended Complaint, curing most or all of the alleged defects, which formed the basis of Defendant’s Motion;
5. Whereas the filing of the First Amended Complaint is intended to clarify further facts and allegations in this case and remove certain causes of action previously alleged; and
6. Whereas, on February 20, 2024, the Court granted the Stipulation extending Plaintiff’s time to file an Opposition to Defendant’s Motion until March 19, 2024 (ECF No. 11);
7. Whereas the Parties now stipulate to allowing Plaintiff to file her First Amended Complaint, attached herein as **Exhibit A**;
8. Whereas the Parties further stipulate that Defendant’s responsive pleading shall be due thirty (30) days after the First Amended Complaint is filed;
9. Whereas the Defendant withdraws its Motion (ECF No. 7), which is now moot, and to respond to the First Amended Complaint as the newly operative pleading;

1 10. The Parties agree that no party is agreeing to waive any right or defense by
2 stipulating to allowing Plaintiff to file her First Amended Complaint, including but
3 not limited to Defendants right to file a partial motion to dismiss in response, which
4 it intends to do.
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6 IT IS SO STIPULATED.
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10 DATED: March 14, 2024

HKM EMPLOYMENT ATTORNEYS LLP

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12 By: /s/ Rebecca Rojas

13 Admitted *Pro Hac Vice*

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1 DATED: March 14, 2024

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13 AMAZON.COM SERVICES LLC

14 **ORDER**

15 The parties' stipulation is **GRANTED**. Docket No. 20. Plaintiff must promptly file and
16 serve her First Amended Complaint. Defendant's motion at Docket No. 7 is deemed withdrawn.

17 IT IS SO ORDERED.

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20 UNITED STATES MAGISTRATE JUDGE

21 DATED: March 15, 2024